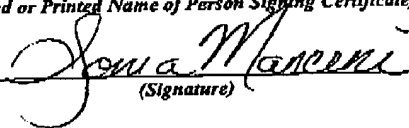
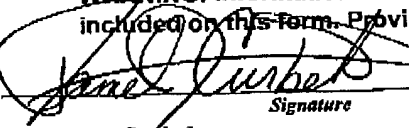
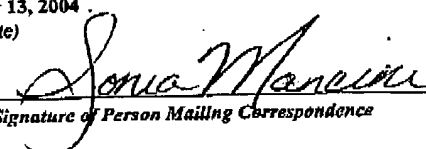


CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)			Docket No. PES-0048
Applicant(s): Mark E. Dristy, et al.			
Application No. 09/965,675	Filing Date September 27, 2001	Examiner M. Ruthkosky	Group Art Unit 1745
Invention: APPARATUS AND METHOD FOR MAINTAINING COMPRESSION OF THE ACTIVE AREA IN AN ELECTROCHEMICAL CELL			
RECEIVED CENTRAL FAX CENTER SEP 13 2004			
I hereby certify that this <u>Amendment Transmittal Letter (1 page) & Amendment (10 pages)</u> (Identify type of correspondence) is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>(703) 872-9306</u>) on <u>September 13, 2004</u> (Date)			
<u>Sonia Mancini</u> (Typed or Printed Name of Person Signing Certificate)  (Signature)			
Note: Each paper must have its own certificate of mailing.			

P18/REV02

AMENDMENT TRANSMITTAL LETTER (Small Entity)					Docket No. PES-0048	
Applicant(s): Mark E. Dristy, et al.						
Application No. 09/965,675	Filing Date September 27, 2001	Examiner M. Ruthkosky	Customer No. 23413	Group Art Unit 1745	Confirmation No. 2890	
Invention: APPARATUS AND METHOD FOR MAINTAINING COMPRESSION OF THE ACTIVE AREA IN AN ELECTROCHEMICAL CELL						
COMMISSIONER FOR PATENTS: Transmitted herewith is an amendment in the above-identified application. <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27 The fee has been calculated and is transmitted as shown below.						
CLAIMS AS AMENDED						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	38 -	42 =	0 x	\$9.00	\$0.00	
INDEP. CLAIMS	3 -	11 =	0 x	\$43.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00	
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 06-1130 <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.						
 Pamela J. Curbelo Registration No. 34,676 Customer No. 23462 (860) 286-2929			Dated: September 13, 2004			
CC:			I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on September 13, 2004. (Date)			
			 Signature of Person Mailing Correspondence			
			Sonia Mancini VIA FACSIMILE Typed or Printed Name of Person Mailing Correspondence			

P11SMALL/REV08

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Mark E. Dristy, et al.)	
)	Group Art Unit: 1745
Serial No.:	09/965,675)	
)	
Filed:	September 27, 2001)	Examiner: M. Ruthkosky
)	
For:	APPARATUS AND METHOD FOR)	
	MAINTAINING COMPRESSION)	
	OF THE ACTIVE AREA IN AN)	
	ELECTROCHEMICAL CELL)	

VIA FACSIMILE: (703) 872-9306
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT

Sir:

This Amendment is submitted in response to the Office Action dated June 21, 2004.
Please amend the Application as follows: